

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Henrik Stender et al.  
Serial No. : 09/544,934  
Filed : 4/7/00  
For : Novel Probes for the Detection of Mycobacteria  
Art Unit : 1655  
Examiner : J. Fredman

August 15, 2000

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231



#17  
B. Webb  
10/17/00


**DECLARATION (37 C.F.R. §1.821(f))**

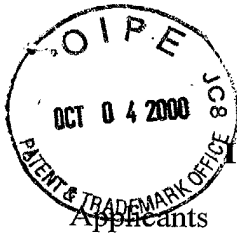
Sir:

I, Eugene Rzucidlo, hereby declare as follows:

1. I am the attorney in charge of the above-identified application, and I am fully familiar with its contents.
2. I have compared the nucleotide sequences presented in the specification of this application and the sequences submitted herewith in computer readable form and in paper copy. I attest that the information contained in these two sources is the same.
3. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: October 2, 2000

  
Eugene Rzucidlo  
Reg. No. 31,900



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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**COMMUNICATION  
RESPONSE TO NOTICE TO COMPLY (37 C.F.R. §1.821)**

Sir:

This is submitted in response to the Office Action dated September 22, 2000. In compliance with the Examiner's instructions, we re-submit the following:

- (i) a diskette presenting the information of SEQ ID NOs: 1 - 123 in computer readable form;
- (ii) a substitute paper copy of the computer readable information;
- (iii) a declaration attesting to the absence of new matter in these materials; and
- (iv) statement pursuant to 37 C.F.R. §1.821(f) and (g).

No fee is believed to be necessary, however, should this not be the case, authorization is given to charge any missing fees to Deposit Account 501561.

885 Third Avenue  
21<sup>st</sup> Floor  
New York, NY 10022  
212-848-1000

DATED: October 2, 2000

Respectfully submitted,  
GREENBERG TRAURIG, LLP

By: Eugene Rzucidlo  
Reg. No. 31,900

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STATEMENT PURSUANT TO 37 C.F.R. § 1.821(f) and (g)

Sir:

The undersigned hereby declares that:

1. I am an attorney registered to practice before the U.S. Patent and Trademark Office. My Registration No. is 31,900.
2. Pursuant to 37 C.F.R. § 1.821(f), the content of the paper copy required by § 1.821(c) is the same as that in the computer readable form required by § 1.821(e), which are both submitted herewith.
3. Pursuant to 37 C.F.R. § 1.821(g), the submitted Sequence Listing in both paper copy form and computer readable form contain no new matter.

Respectfully submitted,  
GREENBERG TRAURIG, LLP

By   
Eugene Rzucidlo  
Reg. No. 31,900

885 Third Avenue  
New York, N.Y. 10022  
(212) 848-1000  
DATED: October 2, 2000